

MESSAGE NO: 0078301 MESSAGE DATE: 03/19/2010

MESSAGE STATUS: Active CATEGORY: Countervailing
TYPE: PRE-Preliminary PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE: AFF-Affirmative

FR CITE: 75 FR 9163 FR CITE DATE: 03/01/2001

REFERENCE
MESSAGE #
(s):

CASE #(s): C-570-957

EFFECTIVE DATE: 12/01/2009 COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: PRELIM AFFIRMATIVE CRITICAL CIRCUMSTANCES DETERMINATION IN A COUNTERVAILING DUTY INVESTIGATION OF CERTAIN SEAMLESS CARBON & ALLOY STEEL STANDARD, LINE & PRESSURE PIPE FROM PRC C-570-957

1. ON 03/01/2010, COMMERCE PUBLISHED IN THE FEDERAL REGISTER (75 FR 9163) ITS PRELIMINARY AFFIRMATIVE COUNTERVAILING DUTY DETERMINATION, AND AFFIRMATIVE PRELIMINARY DETERMINATION OF CRITICAL CIRCUMSTANCES, IN THE INVESTIGATION OF CERTAIN SEAMLESS CARBON AND ALLOY STEEL STANDARD, LINE, AND PRESSURE PIPE (LINE AND PRESSURE PIPE) FROM THE PEOPLE'S REPUBLIC OF CHINA (PRC).

2. THE SCOPE OF THIS INVESTIGATION CONSISTS OF CERTAIN SEAMLESS CARBON AND ALLOY STEEL (OTHER THAN STAINLESS STEEL) PIPES AND REDRAW HOLLOW, LESS THAN OR EQUAL TO 16 INCHES (406.4 MM) IN OUTSIDE DIAMETER, REGARDLESS OF WALL-THICKNESS, MANUFACTURING PROCESS (E.G., HOT-FINISHED OR COLD-DRAWN), END FINISH (E.G., PLAIN END, BEVELED END, UPSET END, THREADED, OR THREADED AND COUPLED), OR SURFACE FINISH (E.G., BARE, LACQUERED OR COATED). REDRAW HOLLOW ARE ANY UNFINISHED CARBON OR ALLOY STEEL (OTHER THAN STAINLESS STEEL) PIPE OR "HOLLOW PROFILES" SUITABLE FOR COLD FINISHING OPERATIONS, SUCH AS COLD DRAWING, TO MEET THE AMERICAN SOCIETY FOR TESTING AND MATERIALS (ASTM) OR AMERICAN PETROLEUM INSTITUTE (API) SPECIFICATIONS REFERENCED BELOW, OR COMPARABLE SPECIFICATIONS. SPECIFICALLY INCLUDED WITHIN THE SCOPE ARE SEAMLESS CARBON AND ALLOY STEEL (OTHER THAN STAINLESS STEEL) STANDARD, LINE, AND PRESSURE PIPES PRODUCED TO THE ASTM A-53, ASTM A-106, ASTM A-333, ASTM A-334, ASTM A-335, ASTM A-589, ASTM A-795, ASTM A-1024, AND THE API 5L SPECIFICATIONS, OR COMPARABLE SPECIFICATIONS, AND MEETING THE PHYSICAL PARAMETERS DESCRIBED ABOVE, REGARDLESS OF APPLICATION, WITH THE EXCEPTION OF THE EXCLUSION DISCUSSED BELOW. SPECIFICALLY EXCLUDED FROM THE SCOPE OF THE INVESTIGATION ARE UNATTACHED COUPLINGS.

THE MERCHANDISE COVERED BY THE INVESTIGATION IS CURRENTLY CLASSIFIED IN

THE HARMONIZED TARIFF SCHEDULE OF THE UNITED STATES (HTSUS) UNDER ITEM NUMBERS: 7304.19.1020, 7304.19.1030, 7304.19.1045, 7304.19.1060, 7304.19.5020, 7304.19.5050, 7304.31.6050, 7304.39.0016, 7304.39.0020, 7304.39.0024, 7304.39.0028, 7304.39.0032, 7304.39.0036, 7304.39.0040, 7304.39.0044, 7304.39.0048, 7304.39.0052, 7304.39.0056, 7304.39.0062, 7304.39.0068, 7304.39.0072, 7304.51.5005, 7304.51.5060, 7304.59.6000, 7304.59.8010, 7304.59.8015, 7304.59.8020, 7304.59.8025, 7304.59.8030, 7304.59.8035, 7304.59.8040, 7304.59.8045, 7304.59.8050, 7304.59.8055, 7304.59.8060, 7304.59.8065, AND 7304.59.8070.

ALTHOUGH THE HTSUS SUBHEADINGS ARE PROVIDED FOR CONVENIENCE AND CUSTOMS PURPOSES, OUR WRITTEN DESCRIPTION OF THE MERCHANDISE SUBJECT TO THIS SCOPE IS DISPOSITIVE.

3. FOR FURTHER REPORTING PURPOSES THIS CASE HAS BEEN ASSIGNED INVESTIGATION NUMBER C-570-957.

4. COMMERCE HAS PRELIMINARILY DETERMINED THAT CRITICAL CIRCUMSTANCES DO NOT EXIST FOR THE COMPANIES LISTED BELOW. ACCORDINGLY, FOR IMPORTS OF SEAMLESS PIPE FROM THE PRC FOR THE COMPANIES LISTED BELOW, CBP SHALL SUSPEND LIQUIDATION OF SUCH SHIPMENTS ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION, ON OR AFTER 03/01/2010. EFFECTIVE 03/01/2010, CBP SHALL REQUIRE, FOR SUCH ENTRIES, A CASH DEPOSIT OR THE POSTING OF A BOND EQUAL TO THE SUBSIDY RATES FOR THE COMPANIES LISTED BELOW:

PRODUCER: TIANJIN PIPE (GROUP) CORP., TIANJIN PIPE IRON MANUFACTURING CO., LTD., TIANGUAN YUANTONG PIPE PRODUCT CO., LTD., TIANJIN PIPE INTERNATIONAL ECONOMIC AND TRADING CO., LTD., AND TPCO CHARGING DEVELOPMENT CO., LTD.

EXPORTER: TIANJIN PIPE (GROUP) CORP., TIANJIN PIPE IRON MANUFACTURING CO., LTD., TIANGUAN YUANTONG PIPE PRODUCT CO., LTD., TIANJIN PIPE INTERNATIONAL ECONOMIC AND TRADING CO., LTD., AND TPCO CHARGING DEVELOPMENT CO., LTD.

CASE NUMBER: C-570-957-001

SUBSIDY RATE: 11.06

5. COMMERCE HAS PRELIMINARILY DETERMINED THAT CRITICAL CIRCUMSTANCES EXIST FOR IMPORTS OF SEAMLESS PIPE FROM THE PRC FOR THE COMPANIES LISTED BELOW. ACCORDINGLY, CBP SHALL SUSPEND LIQUIDATION OF SUCH SHIPMENTS ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION, ON OR AFTER 12/01/2009, WHICH IS 90 DAYS PRIOR TO THE DATE OF PUBLICATION OF THE PRELIMINARY DETERMINATION IN THE FEDERAL REGISTER. EFFECTIVE 12/01/2009, CBP

SHALL REQUIRE, FOR SUCH ENTRIES, A CASH DEPOSIT OR THE POSTING OF A BOND EQUAL TO THE SUBSIDY RATES FOR THE COMPANIES LISTED BELOW:

PRODUCER: HENGYANG STEEL TUBE GROUP INT'L TRADING, INC., HENGYANG VALIN STEEL TUBE CO., LTD, HENGYANG VALIN MPM TUBE CO., LTD., XIGANG SEAMLESS STEEL TUBE CO., LTD., WUXI SEAMLESS SPECIAL PIPE CO., LTD., JIANGSU XIGANG GROUP CO., LTD., AND WUXI RESOURCES STEEL MAKING CO., LTD.

EXPORTER: HENGYANG STEEL TUBE GROUP INT'L TRADING, INC., HENGYANG VALIN STEEL TUBE CO., LTD, HENGYANG VALIN MPM TUBE CO., LTD., XIGANG SEAMLESS STEEL TUBE CO., LTD., WUXI SEAMLESS SPECIAL PIPE CO., LTD., JIANGSU XIGANG GROUP CO., LTD., AND WUXI RESOURCES STEEL MAKING CO., LTD.

CASE NUMBER: C-570-957-002

SUBSIDY RATE: 12.97

PRODUCER: ALL OTHERS

EXPORTER: ALL OTHERS

CASE NUMBER: C-570-957-000

SUBSIDY RATE: 12.02

6. IF ANY ENTRIES OF THIS MERCHANDISE ARE EXPORTED BY A FIRM OTHER THAN THE MANUFACTURER, THEN THE FOLLOWING INSTRUCTIONS APPLY:

A. IF THE EXPORTER OF THE SUBJECT MERCHANDISE DOES NOT HAVE ITS OWN RATE BUT THE MANUFACTURER HAS ITS OWN RATE, THE CASH DEPOSIT OR BONDING RATE WILL BE THE MANUFACTURER'S RATE.

B. WHERE NEITHER THE EXPORTER NOR THE MANUFACTURER CURRENTLY HAS ITS OWN RATE OR THE MANUFACTURER IS UNKNOWN, USE THE 'ALL OTHERS' RATE OF 12.02 PERCENT TO ESTABLISH THE CASH DEPOSIT OR BONDING RATE.

7. IN ACCORDANCE WITH T.D. 85-145, AT THE DISCRETION OF CBP, CUSTOMS OFFICERS MAY ACCEPT EITHER A SINGLE-ENTRY BASIC IMPORTATION AND ENTRY BOND OR A CONTINUOUS BASIC IMPORTATION AND ENTRY BOND ONLY IF THE AMOUNT OF THE ESTIMATED ANTIDUMPING OR COUNTERVAILING DUTY IS LESS THAN FIVE PERCENT AD VALOREM (OR THE EQUIVALENT). OTHERWISE, WHERE THE IMPORTER HAS THE OPTION TO POST A BOND FOR ESTIMATED ANTIDUMPING OR COUNTERVAILING DUTIES, CUSTOMS OFFICERS MUST REQUIRE A SINGLE-ENTRY BASIC IMPORTATION AND ENTRY BOND PURSUANT TO T.D. 85-145. YOU ARE INSTRUCTED TO ADHERE TO THE REQUIREMENTS OF T.D. 85-145 WITH RESPECT TO THESE BONDING REQUIREMENTS.

8. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CBP OFFICERS, THE

IMPORTING PUBLIC OR INTERESTED PARTIES, PLEASE CONTACT DAVINA HASHMI OR RON TRENTAM AT THE OFFICE OF AD/CVD OPERATIONS, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, AT (202) 482-0984 OR (202) 482-3577, RESPECTIVELY (GENERATED BY O1:MJ).

9. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

ALICE J. BUCHANAN

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party